

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

8 CLAYTON LEE BROWN,

9 Plaintiff,

10 v.

11 MICHAEL J. ASTRUE, Commissioner of
12 Social Security,

12 Defendant.

Case No. C11-1508-RSM-BAT

**REPORT AND
RECOMMENDATION**

13
14 Clayton Lee Brown seeks review of the denial of his Supplemental Security Income and
15 Disability Insurance Benefits applications. Dkt. 1. The parties stipulate the case should be
16 reversed and remanded for further administrative proceedings pursuant to sentence four of 42
17 U.S.C. § 405(g). Dkt. 20. The parties further stipulate that:

18 (1) On remand, the Administrative Law Judge (“ALJ”) shall allow plaintiff an
19 opportunity to submit any additional evidence. The ALJ shall re-evaluate the medical source
20 opinions of record, including the opinions of Victoria McDuffee, Ph.D. and Wayne C. Dees,
21 Psy.D. The ALJ shall evaluate the severity of plaintiff’s cervical spine impairment and, if
22 necessary and available, obtain testimony from a medical expert specializing in psychiatry to
23 clarify the nature and severity of plaintiff’s mental impairments. The ALJ shall also re-evaluate

1 plaintiff's credibility and residual functional capacity. Finally, if warranted by the expanded
2 record, the ALJ shall obtain supplemental evidence from a vocational expert.

3 (2) Plaintiff is entitled to reasonable attorney fees pursuant to 28 U.S.C. § 2412(d),
4 upon proper request to this Court.

5 Because the parties have stipulated that the case be remanded as set forth above, the Court
6 recommends that United States District Judge Ricardo S. Martinez immediately approve this
7 Report and Recommendation and order the case **REVERSED** and **REMANDED** for further
8 administrative proceedings. A proposed order accompanies this Report and Recommendation.

9 DATED this 21st day of March, 2012.

10 

11

BRIAN A. TSUCHIDA
12 United States Magistrate Judge
13
14
15
16
17
18
19
20
21
22
23